



PATENT  
ATTORNEY DOCKET NO. 049326-5002  
U.S. Application No. 09/836,862

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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J-29.03  
CW

In re Application of: Denis FIELD *et al.* )  
U.S. Application No.: 09/836,862 ) Group Art Unit: 2163  
Filed: April 18, 2001 ) Examiner: Unassigned  
For: **A METHOD FOR CREATING A )  
MULTI-LEVEL BUSINESS ALLIANCE )**

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

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PRELIMINARY AMENDMENT

Prior to examination of the above identified application on the merits, please amend the application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims, which begins on page 10 of this paper.

Remarks begin on page 17 of this paper.



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AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is a Preliminary Amendment
2. Additional papers enclosed.

Drawings:  Formal  Informal (Corrections)  
 Information Disclosure Statement  
 Form PTO-1449, 1 reference included  
 Citations  
 Declaration of Biological Deposit  
 Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

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3. **EXTENSION OF TIME**

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Applicants petition for an extension of time, the fees for which are set out in 37 CFR 1.17(a)-(d), for the total number of months checked below:

<u>Total months requested</u>	<u>Fee for extension</u>	<u>[fee for Small Entity]</u>
[ ] one month	\$ 110.00	\$ 55.00
[ ] two months	\$ 410.00	\$205.00
[ ] three months	\$ 930.00	\$465.00
[ ] four months	\$1,450.00	\$725.00

Extension of time fee due with this request: \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a Petition therefor.

An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. **Constructive Petition**

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims	31	minus	24		x \$18.00 each=	+ \$126.00
Independent Claims	4	minus	3		x \$84.00 each=	+ 84.00
[ ] First presentation of Multiple dependent claim(s)					\$280.00	+ \$
<b>SUB-TOTAL =</b>						<b>\$210.00</b>
<b>Reduction by 1/2 for filing by a small entity</b>						<b>- \$</b>
<b>TOTAL FEE =</b>						<b>\$ 210.00</b>

6. Fee Payment

[ ] No fee is to be paid at this time.

[X] Please charge the Deposit Account No. No. 50-0310 in the amount of \$210.00 for the additional claims.

[X] The Commissioner is hereby authorized to charge any fees including fees due under 37 CFR §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

Respectfully submitted,  
**MORGAN, LEWIS & BOCKIUS**



Arlene P. Neal  
Reg. No. 43,828

Dated: August 1, 2003

**Customer No. 009629**  
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